

# **PETITION FOR EXPRESS ABANDONMENT TO AVOID PUBLICATION UNDER 37 CFR 1.138(c)**

Fax the petition directly to the  
Pre-Grant Publication Division at (703) 305-8568  
Or Mail the petition to:  
Mail Stop Express Abandonment  
Commissioner for Patents  
P.O. Box 1450, Alexandria, VA 22313-1450

Application Number

10/815,474

Filing Date

March 31, 2004

First Named Inventor

John D. Hyde

Art Unit

2681

Examiner Name

unassigned

Attorney Docket Number

IMPJ-0077

## **Petition for Express Abandonment to Avoid Publication under 37 CFR 1.138(c)**

I hereby petition to expressly abandon the above-identified application to avoid publication.

**Petition Fee** – must be filed with petition to avoid delays in recognizing the petition.

**OK FOR ABANDONMENT**

a. ☒ The Director is hereby authorized to charge the petition fee under 37 CFR 1.17(h) to  
Deposit Account No. 50-1698.

**AUG 3 0 2005**

b. ☐ Check in the amount of \$ \_\_\_\_\_ is enclosed.

**PG PUB DIVISION  
INITIALS BJD**

c. ☐ Payment by credit card (Form PTO-2038 is enclosed).

**NOTE:** A paper requesting express abandonment of an application is not effective unless and until an appropriate USPTO official recognizes and acts on the paper. See the Manual of Patent Examining Procedure (MPEP), section 711.01. In addition, the paper will not stop publication of the application unless a petition under 37 CFR 1.138(c) is recognized and acted on by the Pre-Grant Publication Division in sufficient time to avoid publication (e.g., more than four (4) weeks prior to the projected publication date).

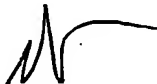
I am the: ☐ applicant.

☐ assignee of record of the entire interest. See 37 CFR 3.71  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☒ attorney or agent of record. Registration Number 31,562

**RECEIVED  
USPTO-PG PUBS**

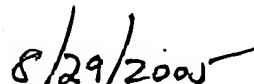
**AUG 2 9 2005**



Signature

David B. Ritchie

Typed or Printed Name



Date

408.292.5800

Telephone Number

**Note:** Signatures of all the inventors or assignees of record of the entire interest or their representatives(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.138(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Express Abandonment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**Thelen Reid & Priest LLP**  
Attorneys At Law

225 West Santa Clara Street, Suite 1200  
San Jose, CA 95113-1723  
Tel. 408.292.5800  
Fax 408.287.8040  
www.thelenreid.com

**F A X C O V E R P A G E**

TO: **Pre-Grant Publication** FAX: 703.305.8568 DATE: August 29, 2005  
**Division** PHONE:  
**USPTO**

FROM: David B. Ritchie FAX: 408.287.8040 TOTAL PAGES: 3  
PHONE: 408.282.1856 (including cover page)

E-MAIL: dritchier@thelenreid.com


**Certificate of Transmission under 37 CFR 1.8**

I hereby certify that this correspondence is being facsimile transmitted with the United States Patent and Trademark Office to Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on the date printed below:

Date: 8/29/05 Signature:   
Monica Pizarro

Re: U.S. Patent Application  
Serial No.: 10/815,474 Filed: March 31, 2004  
Title: RFID Tags Combining Signals Received From Multiple RF Ports  
TRP Docket No: IMPJ-0077

Dear Sir or Madam:  
Respectfully submitted is the enclosed:  
1. Petition for Express Abandonment  
4. Fee Transmittal  
If you have any questions, please do not hesitate to contact me.  
Regards,

  
David B. Ritchie (Reg. No. 31,562) Attorney of Record  
Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper

In case of a problem with this transmission, please call the Fax Operator at 408.282.1866

JOB #	ATTORNEY #	CLIENT-MATTER	RETURN TO	ROOM #
	41167	033327-068		

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Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).		Complete If Known	
<h2 style="margin: 0;">FEE TRANSMITTAL</h2> <h3 style="margin: 0;">for FY 2005</h3>		Application Number	10/815,474
		Filing Date	March 31, 2004
		First Named Inventor	John D. Hyde
		Examiner Name	unassigned
		Art Unit	2681
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Attorney Docket No.	IMPJ-0077
<b>TOTAL AMOUNT OF PAYMENT</b> (\$) 130			

**METHOD OF PAYMENT (check all that apply)**

- ☐ Check   ☐ Credit Card   ☐ Money Order   ☐ None   ☐ Other (please identify) : \_\_\_\_\_
- ☒ Deposit Account   Deposit Account Number: 50-1698   Deposit Account Name: Thelen Reid & Priest LLP
- For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)
- ☒ Charge fee(s) indicated below   ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayments of fee(s)   ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

**2. EXCESS CLAIM FEES****Fee Description**

	Small Entity Fee (\$)	Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 30 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims
_____ -20 or HP= _____	x _____	= _____	_____	_____
			Fee (\$)	Fee Paid (\$)

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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\_\_\_\_\_ - 3 or HP= \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

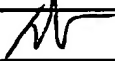
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
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\_\_\_\_\_ - 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Petitions requiring the petition set forth in 37 CFR 1.17(h) \$130 (fee code 1464) 130**SUBMITTED BY**

Signature		Registration No. (Attorney/Agent)	31,562	Telephone	408.252.5800
Name (Print/Type)	David B. Ritchie		Date	8-29-2005	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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